

**2003 DRAFTING REQUEST****Bill**Received: **11/20/2002**Received By: **mshovers**Wanted: **As time permits**

Identical to LRB:

For: **Steve Wieckert (608) 266-3070**By/Representing: **Tim**This file may be shown to any legislator: **NO**Drafter: **mshovers**

May Contact:

Addl. Drafters: **rmarchan**Subject: **Tax (indiv) - deduct/subtract  
Tax - corp. inc. and fran.  
Econ. Development - misc.**Extra Copies: **JK, MJL**Submit via email: **YES**Requester's email: **Rep.Wieckert@legis.state.wi.us**

Carbon copy (CC:) to:

**Pre Topic:**

No specific pre topic given

**Topic:**

Individual income tax exemption for private college bonds; allow private college association to issue bonds

**Instructions:**

See Attached. Redraft 2001 AB 423 (LRB -2035/3)

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mshovers 11/20/2002 rmarchan 11/21/2002	kgilfoy 11/22/2002					S&L Tax
/1			jfrantze		lemery	sbasford	

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
			11/25/2002	_____	11/25/2002	02/20/2003	
				_____		sbasford	
				_____		02/20/2003	

FE Sent For: 11/26/2002, 11/26/2002.

<END>

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/?	mshovers 11/20/2002 rmarchan 11/21/2002	kgilfoy 11/22/2002				Per Scott 2/19	S&L Tax
/1			jfrantze		lemery		

Vers.      Drafted      Reviewed      Typed      Proofed      Submitted      Jacketed      Required

11/25/2002 \_\_\_\_\_

11/25/2002

FE Sent For: 11/26/2002.

(“/1”)  
Requested  
by Scott

<END>

**2003 DRAFTING REQUEST****Bill**

Received: 11/20/2002

Received By: mshovers

Wanted: As time permits

Identical to LRB:

For: Steve Wieckert (608) 266-3070

By/Representing: Tim

This file may be shown to any legislator: NO

Drafter: mshovers

May Contact:

Addl. Drafters: rmarchan

Subject: Tax (indiv) - deduct/subtract  
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 Econ. Development - misc.

Extra Copies: JK, MJL

Submit via email: YES

Requester's email: Rep.Wieckert@legis.state.wi.us

Carbon copy (CC:) to:

**Pre Topic:**

No specific pre topic given

**Topic:**

Disciplinary proceures for certain local law enforcement officers and fire fighters

**Instructions:**

See Attached. Redraft 2001 AB 895 (LRB -4799/2)

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
11	MES 11/20	11/22 King	11/25	11/25 L/Pe			

FE Sent For:

<END>



ordinance, minutes, things that  
of public interest



440101 (A)

Instructions  
from  
Scott

Exempt interest on bonds issued  
(Ch. 21)  
by private colleges/located  
in this state

Scott - Wierckert

also allow nonprofit

all  
WHEFA  
for  
health  
monies

WI Assoc of indep colleges & universities  
to issue bonds for priv colleges  
& universities

MAY call Dave Dies of

608 256 7761

From 2001  
AB 423  
bill file

~~automatically in part A maybe  
in part B~~

~~Medgap covers copays & deductibles  
for part A & part B~~

1/23/01 conversation

Dave Dies

privato coll. & univ ~~ASS~~  
don't issue bonds themselves -  
they go thru WHEFA

create something like in Iowa

Exempt interest from WHEFA bonds

But Dave don't think there's a problem selling  
the bonds

create similar language to  
s. 231.01 (5) (a) 3. for organization like  
the WI Assoc of Indep colleges & universities  
- they are listed under the college savings  
board

David Dies (phone)

2-15

(5<sup>th</sup>) → an association of such

or specific name "W's Asso of  
Independent Colleges and  
Universities"

see (5)(a) 3.

for language for (4m) - edu. facility

bdg for the association (supporting services)  
(admin bdg)

institution → the association

Facility → bdg for support services for edu facil.



## 2003 2001 ASSEMBLY BILL 423

LPS: Proof amended state. w/ FOWB

May 31, 2001 - Introduced by Representatives WIECKERT, PLALE, JENSEN, MCCORMICK, SUDER, MONTGOMERY, TOWNSEND, J. LEHMAN, POWERS, LADWIG, VRAKAS, F. LASEE, OTT and RICHARDS, cosponsored by Senators GEORGE, WIRCH, HANSEN, DARLING and ROESSLER. Referred to Committee on Colleges and Universities. Referred to Joint survey committee on Tax Exemptions.

AN ACT to renumber and amend 231.01 (4m); to amend 231.01 (5w); and to create 71.05 (1) (c) 7., 71.26 (1m) (h), 71.45 (1t) (h) and 231.01 (4m) (b) of the statutes; relating to: creating an individual and corporate income ~~and~~ franchise tax exemption for interest on bonds or notes issued by the Wisconsin Health and Educational Facilities Authority for purposes related to an educational facility and authorizing the Wisconsin Health and Educational Facilities Authority to issue bonds to finance a project undertaken by the Wisconsin Association of Independent Colleges and Universities related to an educational facility.

## Analysis by the Legislative Reference Bureau

Under current law, the Wisconsin Health and Educational Facilities Authority (WHEFA) may issue bonds to finance any project undertaken by an educational institution for an educational facility. The bill creates an individual income ~~and~~ corporate income and franchise tax exemption for bonds issued by WHEFA for that purpose. An educational institution is defined to mean a corporation, agency, or association that is authorized by state law to provide or operate an educational facility. The bill provides that an educational institution also means the Wisconsin

on or after the effective date of the bill

## ASSEMBLY BILL 423

*is currently defined**expands that definition to include*

Association of Independent Colleges and Universities. ~~Current law defines an educational facility to mean a private, nonprofit, regionally accredited, postsecondary educational institution. The bill provides that an educational facility also means an institution, place, building, or other structure used by the Wisconsin Association of Independent Colleges and Universities solely for providing one or more supporting services to one or more educational institutions.~~

This bill will be referred to the joint survey committee on tax exemptions for a detailed analysis, which will be printed as an appendix to this bill. ✓

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

1 SECTION 1. 71.05 (1) (c) 7. of the statutes is created to read:

2 71.05 (1) (c) 7. The Wisconsin Health and Educational Facilities Authority  
3 under s. 231.03 (6) (c) *INS 2-3* ✓ to finance any project undertaken for an educational facility.

4 SECTION 2. 71.26 (1m) (h) of the statutes is created to read:

5 71.26 (1m) (h) Those issued under s. 231.03 (6) (c) *INS 2-5* ✓

6 SECTION 3. 71.45 (1t) (h) of the statutes is created to read:

7 71.45 (1t) (h) Those issued under s. 231.03 (6) (c) *INS 2-7* ✓

8 SECTION 4. 231.01 (4m) of the statutes is renumbered 231.01 (4m) (intro.) and  
9 amended to read:

10 231.01 (4m) (intro.) "Educational facility" means ~~a~~ any of the following:

11 (a) A regionally accredited, private, postsecondary educational institution that  
12 is described in section 501 (c) (3) of the Internal Revenue Code, as defined in s. 71.22  
13 (4), and that is exempt from federal taxation under section 501 (a) of the Internal  
14 Revenue Code.

15 SECTION 5. 231.01 (4m) (b) of the statutes is created to read:

## ASSEMBLY BILL 423

231.01 (4m) (b) An institution, place, building, or other structure used by the Wisconsin Association of Independent Colleges and Universities solely for providing one or more supporting services to one or more institutions specified in par. (a).

SECTION 6. 231.01 (5w) of the statutes is amended to read:

231.01 (5w) "Participating educational institution" means <sup>or</sup> a corporation, agency, or association which ~~that~~ is authorized by state law to provide or operate an educational facility <sup>and</sup> ~~and which~~ <sup>the</sup> Wisconsin Association of Independent Colleges and Universities <sup>if</sup> ~~the~~ corporation, agency, or association ~~and~~ <sup>the</sup> Wisconsin Association of Independent Colleges and Universities <sup>delete comma</sup> undertakes the financing and construction or acquisition of a project or undertakes the refunding or refinancing of obligations or of a mortgage or of advances as provided in this chapter.

#### SECTION 7. Initial applicability.

(1) The treatment of sections 71.05 (1) (c) 7., 71.26 (1m) (h), and 71.45 (1t) (h) of the statutes first applies to taxable years beginning on January 1 of the year in which this subsection takes effect, except that if this subsection takes effect after July 31 the treatment of sections 71.05 (1) (c) 7., 71.26 (1m) (h), and 71.45 (1t) (h) of the statutes first applies to taxable years beginning on January 1 of the year following the year in which this subsection takes effect.

(END)

(P-note)

This bill incorporates FAI to 2001 AB-423, which I drafted for your last session. With the inclusion of FAI, the tax exemption applies only to bonds issued by WHEFA <sup>on or after</sup> the bill's effective date.

MZL



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRBa0488/1  
MES:kmg:km

*Inserts To 0813/1*

**ASSEMBLY AMENDMENT 1,  
TO 2001 ASSEMBLY BILL 423**

May 31, 2001 - Offered by Representative WIECKERT.

At the locations indicated, amend the bill as follows:

✓ 1. Page 2, line 3: after "(c)" insert " , on or after the effective date of this  
subdivision .... [revisor inserts date], ". *INS 2-3*

✓ 2. Page 2, line 5: after "(c)" insert "on or after the effective date of this  
paragraph .... [revisor inserts date] ". *INS 2-5*

✓ 3. Page 2, line 7: after "(c)" insert "on or after the effective date of this  
paragraph .... [revisor inserts date] ". *INS 2-7*

(END)

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0813/1dn  
MES:kmg:jf

November 25, 2002

This bill incorporates AA1 to 2001 AB-423, which I drafted for you last session. With the inclusion of AA1, the tax exemption applies only to bonds issued by WHEFA on or after the bill's effective date.

Marc E. Shovers  
Senior Legislative Attorney  
Phone: (608) 266-0129  
E-mail: [marc.shovers@legis.state.wi.us](mailto:marc.shovers@legis.state.wi.us)

# Memo

To: Senator ☐ Representative ☒ Wieckert

(The Draft's Requestor)

Per your request ... the attached is a fiscal estimate was prepared for your un-introduced 2003 draft.

LRB Number: LRB -0813

Version: " / 1 "

Entered In Computer And Copy Sent To Requestor Via E-Mail: 12 / 02 / 2002

Fiscal Estimate Prepared By: (agency abbr.) W HEFA

If you have questions about the enclosed fiscal estimate, you may contact the agency/individual that prepared the fiscal estimate. If you disagree with the enclosed fiscal estimate, please contact the LRB drafter of your proposal to discuss your options under the fiscal estimate procedure.

\*\*\*\*\*

To: LRB – Legal Section PA's

Subject: Fiscal Estimate Received For A Un-Introduced Draft

- > If this draft is **re-drafted** ... please insert this early fiscal estimate into the drafting file ... after the draft's old version (the version this fiscal estimate was based on), and before mark-up of the draft on the updated version.
- > If this draft is **introduced** ... and the version of the attached fiscal estimate is for a **previous version** ... please insert this early fiscal estimate into the drafting file ... after the draft's old version (the version this fiscal estimate was based on), and before mark-up of the draft on the updated version. Have Mike (or Lynn) get the ball rolling on getting a fiscal estimate prepared for the introduced version.
- > If this draft is **introduced** ... and the version of the attached fiscal estimate is for the **current version** ... please write the drafts introduction number below and give this fiscal estimate to Mike (or Lynn) to process.

THIS DRAFT WAS INTRODUCED AS: 2003 AB-205

**Barman, Mike**

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**From:** Barman, Mike  
**Sent:** Monday, December 02, 2002 11:14 AM  
**To:** Rep.Wieckert  
**Subject:** LRB-0813/1 (FE by WHEFA - attached - for your review)



FE-Wieckert.pdf

FE-wieckert.pdf

# Memo

To: Senator ☐ Representative ☒

**Wieckert**

(The Draft's Requestor)

Per your request ... the attached is a fiscal estimate was prepared for your un-introduced 2003 draft.

LRB Number: LRB **- 0813**

Version: **"/ 1 "**

Entered In Computer And Copy Sent To Requestor Via E-Mail: **12 / 26 / 2002**

Fiscal Estimate Prepared By: (agency abbr.) **DOR**

If you have questions about the enclosed fiscal estimate, you may contact the agency/individual that prepared the fiscal estimate. If you disagree with the enclosed fiscal estimate, please contact the LRB drafter of your proposal to discuss your options under the fiscal estimate procedure.

**\* \* \* \* \***

To: LRB – Legal Section PA's

Subject: *Fiscal Estimate Received For A Un-Introduced Draft*

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> If this draft is **introduced** ... and the version of the attached fiscal estimate is for the **current version** ... please write the drafts introduction number below and give this fiscal estimate to Mike (or Lynn) to process.

THIS DRAFT WAS INTRODUCED AS: 2003

**AB-205**



## Barman, Mike

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**From:** Barman, Mike  
**Sent:** Thursday, December 26, 2002 10:29 AM  
**To:** Rep. Wieckert  
**Subject:** LRB-0813/1 (FE by DOR - attached - for your review)



DOR-0813.pdf

DOR-0813.pdf